

# DECLARATION FOR ORIGINAL U.S. PATENT APPLICATION

Attorney's Docket No. **PLUSP036**

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **ACTIVE METAL/AQUEOUS ELECTROCHEMICAL CELLS AND SYSTEMS**, the specification of which,

- (check one)
1. ☐ is attached hereto.
2. ☒ was filed on February 3, 2004 as  
U.S. Application No. 10/772,157  
and was amended on \_\_\_\_\_.
3. ☐ was filed on \_\_\_\_\_ as  
International PCT Application Serial No. \_\_\_\_\_  
and was amended on \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, CFR §1.56.

## Prior Foreign Application(s)

I hereby claim foreign priority benefits under Title 35, United States code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

			Priority Benefits Claimed?
			<u>Yes</u> <u>No</u>
_____ (Appl. No.)	_____ (Country)	_____ (Date Filed- Day/Month/Year)	<u>Yes</u> <u>No</u>
_____ (Appl. No.)	_____ (Country)	_____ (Date Filed- Day/Month/Year)	<u>Yes</u> <u>No</u>

## Provisional Application(s)

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

<u>60/511,710</u> (Application No.)	<u>October 14, 2003</u> (Filing Date)
<u>60/518,948</u> (Application No.)	<u>November 10, 2003</u> (Filing Date)
<u>60/527,098</u> (Application No.)	<u>December 3, 2003</u> (Filing Date)
<u>60/536,688</u> (Application No.)	<u>January 14, 2004</u> (Filing Date)
<u>60/526,662</u> (Application No.)	<u>December 2, 2003</u> (Filing Date)

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(Application No.)

(Filing Date)

60/536,689

January 14, 2004

(Application No.)

(Filing Date)

**Prior U.S. Application(s)**

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this applications is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

\_\_\_\_\_  
(Application No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status - patented, pending, abandoned)

\_\_\_\_\_  
(Application No.)

\_\_\_\_\_  
(Filing Date)

\_\_\_\_\_  
(Status - patented, pending, abandoned)

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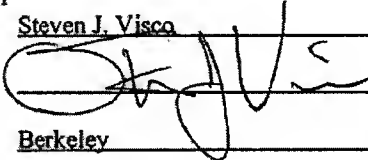
**James E. Austin at telephone number (510) 663-1100**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Typewritten Full Name of

Sole or First Inventor: Steven J. Visco

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Inventor's signature: 

Date of Signature: 10/31/07

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